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Via Certified U.S. Mail & E-Mail

June 13, 2011

Stacey John Haigney
Burlington Coat Factory
263 West 38th St.
New York, NY 10018
stacyhaigney@coat.com

RE: NOTICE OF VIOLATION to Burlington Coat Factory Warehouse Corp. (JCT # 4177, JCT # 4182, JCT # 4184, JCT # 4186, JCT # 4190, JCT # 4206, JCT # 4211, JCT # 4220, JCT # 4229, JCT # 4236, JCT # 4237, JCT # 4238, JCT # 4239, JCT # 4243, JCT # 4251, JCT # 4257, JCT # 4262, JCT # 4263)
People v. Burlington Coat Factory Warehouse Corp. et al.
Alameda County Superior Case No. RG 04-162075

Dear Sir or Madam:

This is a Notice of Violation to Burlington Coat Factory about jewelry purchased at your stores in Woodland, Inglewood, and Vacaville, California that exceeds the lead standards established in a Consent Judgment to which your company is a party, and that violates California Health and Safety Code section 25214.2(b)(3). This letter constitutes a Notice of Violation pursuant to Section 4.2 of the consent judgment. A copy of the Consent Judgment is available on our web site, at <http://ag.ca.gov/prop65/pdfs/-amendedConsent.pdf>.

There are 18 different pieces of Charles Klein jewelry which were found to violate the Consent Judgment. A brief description, the SKU, our internal reference number, and the lead content are listed in the table below. Test results and photographs are attached. Please use the internal reference numbers in future communications about this notice.

Reference #	Description	SKU	Lead Content
JCT 4177	Necklace with chains and grey and black beads	09369359428800039815	Clasp: 74% lead
JCT 4182	Black plated necklace and earrings	09361390866400039810	Clasp: 36% lead

JCT 4184	Black beaded necklace with green and blue disks and earrings	09339398235900039810	Clasp: 64% lead
JCT 4186	Silver cord necklace with purple charms	09361386922500079914	Clasp: 82% lead
JCT 4190	Gold cord necklace with orange beads and earrings	09361359440700039812	Clasp: 79% lead
JCT 4206	Black beaded necklace with irregularly shaped zebra charms and medallion	09369403750700079913	Clasp: 81% lead
JCT 4211	Wire necklace with white beads	09361370253200039816	Ball at end of chain: 76% lead
JCT 4220	Black and zebra-beaded necklace and earrings	09361403729600079914	Clasp: 72% lead
JCT 4229	Silver cord necklace with clear pink beads and earrings	09361407210000079919	Clasp: 62%
JCT 4236	Yellow and orange beaded necklace with metal pendant and earrings	09361367081700039816	Clasp: 58%
JCT 4237	Purple and magenta beaded necklace w/metal pendant & earrings	09361367081700039816	Clasp: 74%
JCT 4238	Gold cord necklace with clear brown textured pearls and earrings	09361403727500079911	Clasp: 74%
JCT 4239	Silver necklace chain with red, blue, purple beads and earrings	09339356691200039815	Clasp: 64%
JCT 4243	Gold necklace chain with inlaid white pearl circular ornaments and earrings	09361379455000039817	Clasp: 61%

JCT 4251	Gold necklace chain with inlaid orange circular charms	09361379455300059911	Clasp: 62%
JCT 4257	Silver cord with blue textured and clear beads and earrings	09361407209400079919	Clasp: 52%
JCT 4262	Silver chain with turquoise inlaid charms	09361379454700039813	Clasp: 76%
JCT 4263	Silver cord with large pendant	09369403728500079914	Clasp: 88%

Lead is a toxic metal that damages the nervous system and other organs. As part of your response to this notice under section 4.2.3 of the consent judgment, we request that you provide data about the amount of the different jewelry items offered for sale, sold, and removed from shelves in your stores in California. We also would like to know what your company will do with the jewelry that it will not sell in California, and what measures your company will take to prevent other jewelry with lead from being sold in the future.

Please do not hesitate to call if you have any questions.

Sincerely,

JAMIE JEFFERSON
Deputy Attorney General

For KAMALA HARRIS
Attorney General

JJ:cab
Enclosures

cc: Caroline Cox, Center for Environmental Health
Eric Somers, Lexington Law Group
Katherine Moore, Senator Pavley's Office

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